

Resolution 18-32
EMERGENCY DECLARATION
STAGE II FIRE RESTRICTIONS

WHEREAS, the Board of Lake County Commissioners has the authority to declare a local emergency pursuant to Section 10-3-402, MCA and take actions consistent with Title 10, Chapter 3, Part 4 MCA; and

WHEREAS, there are several fires burning in surrounding jurisdictions that have the potential to threaten lives and property;

NOW, THEREFORE BE IT RESOLVED that the Board of Lake County Commissioners declares that all non-reservation land in Lake County from the Northern Reservation line South, be at Stage II restrictions.

UNDER STAGE II RESTRICTIONS, the following acts of uses are prohibited:

- 1) Building, maintaining, attending, or using a fire or campfire.
- 2) Operating a motorized vehicle off designated roads, or trails is prohibited.
- 3) Smoking is prohibited except in developed areas, within nonpublic buildings, and within vehicles.
- 4) The following acts are prohibited from 1:00 pm to 1:00 am:
 - Operating a chain saw or other equipment for logging or firewood gathering.
 - Blasting, welding, or other activities that generate flame or flammable material except within a building or developed area.
 - A patrol is required for one hour following cessation of all work described above.

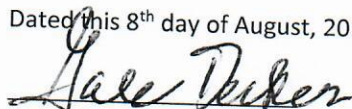
EXEMPTIONS:

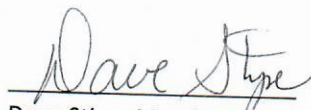
- Persons using a device fueled solely by liquid petroleum or LPG fuels that can be turned on and off, and barbeque and wood pellet grills.
- Operating generators with an approved spark arresting device in an area that is barren or cleared of all overhead and surrounding flammable materials within three feet of the generator.
- Emergency repair of public utilities and railroads.
- Any farming related activities.
- Any Federal, State, or local officer, or member of an organized rescue or firefighting force in the performance of an official duty.


VIOLATIONS OF THESE RESTRICTIONS MAY BE PROSECUTED UNDER APPLICABLE MONTANA LAW. AN EXEMPTION DOES NOT ABSOLVE AN INDIVIDUAL OR ORGANIZATION FROM LIABILITY OR RESPONSIBILITY FOR ANY FIRE STARTED BY THE EXEMPTED ACTIVITY.

BE IT FURTHER RESOLVED that the foregoing restrictions shall take effect at 12:01 am on August 10, 2018, and shall remain in full force and effect until rescinded by the Board of Commissioners, Lake County, Montana.

Dated this 8th day of August, 2018.


Gale Decker, Chairman


Dave Stipe, Member


William D. Barron, Member

Attest:  Dep.